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ANNUAL AUDITED REPORTEESSING
FORM X-17A-5 Section
PART 111 FEB 28 2017

SEC FILE NUMBER 8- 66882

FACING PACE Ship of the Securities Exchange Act of 1934 and Rule 4745 Thereunder

| REPORT FOR THE PERIOD BEGINNING                                 | 01/01/16<br>MM/DD/YY       | _ AND ENDING       | 12/31/16<br>MM/DD/YY                  |
|---|----------------------------|--------------------|---------------------------------------|
|   | WWW.DD/11                  |                    | WIWIDD) 1 E                           |
| A. REGISTI  | RANT IDENTIF               | ICATION            |                                       |
| NAME OF BROKER-DEALER:  |                            | Γ                  | OFFICIAL USE ONLY                     |
| E.L.K. Capital Advisors, LLC                                    |                            |                    |                                       |
| ADDRESS OF PRINCIPAL PLACE OF BUSING 46 Skokie Blvd., Suite 430 | ESS: (Do not use P.        | O. Box No.)        | FIRM I.D. NO.                         |
| ***   | (No. and Street)           |                    | (00/0                                 |
| Northbrook  | <u> </u>                   |                    | 60062                                 |
| (City)  | (State)                    |                    | (Zip Code)                            |
| NAME AND TELEPHONE NUMBER OF PERS                               | ON TO CONTACT              | IN REGARD TO T     | HIS REPORT                            |
| Randall S. Winters  |                            | (8                 | 47) 919-3544                          |
|   |                            | (Агеа              | Code - Telephone Number)              |
| B. ACCOUN   | TANT IDENTIF               | TICATION           |                                       |
| INDEPENDENT PUBLIC ACCOUNTANT who Rubio CPA, PC                 | sc opinion is contain      | ned in the Report* |                                       |
|   | dual, siate last, first, n | niddie name)       |                                       |
| 900 Circle 75 Parkway SE, Suite 110                             | 0 Atlanta                  | Georgi             | a 30339                               |
| (Address)   | (City)                     | (State)            | (Zip Code)                            |
| CHECK ONE   |                            |                    |                                       |
| CHECK ONE:  Certified Public Accountant                         |                            |                    |                                       |
| Public Accountant   |                            |                    |                                       |
| Accountant not resident in United                               | States or any of it        | e noccacnione      |                                       |
|   | States of any of it        | s possessions.     | · · · · · · · · · · · · · · · · · · · |
| FOR O   | FFICIAL USE O              | NLY                |                                       |
|   |                            |                    |                                       |
|   |                            |                    |                                       |
|   |                            |                    |                                       |

\*Claims for exemption from the requirement that the annual report be covered by the opinion of an independent public accountant must be supported by a statement of facts and circumstances relied on as the basis for the exemption. See Section 240.17a-5(2)(2)

SEC 1410 (06-02)

Potential persons who are to respond to the collection of Information contained in this form are not required to respond unless the form displays a currently valid OMB control number.

# OATH OR AFFIRMATION

| I,    | Ran                                    | dall S. Winters                               | , swear (or affirm) that, to the best of my  |
|-------|--|---|--|
| knov  | vledge a                               | nd belief the accompanying financial state    | ment and supporting schedules pertaining to the firm of  |
|       | E.L                                    | .K. Capital Advisors, LLC                     | , as   |
| of    |  | <u>December 31, 201</u>                       | 6, are true and correct. I further swear (or affirm) that  |
| neith | er the co                              | ompany nor any partner, proprietor, principa  | al officer or director has any proprietary interest in any account   |
| class | ified sol                              | ely as that of a customer, except as follows: |  |
|       |  |   |  |
|       |  |   |  |
|       |  |   |  |
|       |  |   |  |
|       |  |   | Mary   |
|       |  |   |  |
|       |  |   | Signature  |
|       |  |   | f resided  |
|       |  |   | Title  |
|       | ,                                      |   | Title  |
|       |  |   | Carried States   |
|       |  | Notary Public                                 | OFFICIAL SEAL  |
|       |  | itotaly i ubito                               | STEVE GOOTEE   |
| This  | report                                 | ** contains (check all applicable boxes)      | Notary Public - State of Illinois  |
| 1 10  | ropert                                 | contains (check an approache boxes)           | My Commission Expires Sep 6, 2019  |
|       | (a)                                    | Facing Page.                                  |  |
|       |  | Statement of Financial Condition.             |  |
|       | -                                      | Statement of Income (Loss).                   |  |
|       |  | State ment of Changes in Financial Co.        | ndition  |
|       | Transport                              | <del>-</del>                                  | ' Equity or Partners' or Sole Proprietors' Capital.  |
| '     | in (f)                                 |   | •  |
|       | ` `                                    | Computation of Net Capital.                   |  |
|       | (h)                                    | -   | serve Requirements Pursuant to Rule 15c3-3.  |
|       |  |   | n or Control Requirements Under Rule 15c3-3.   |
|       | 日前                                     |   | te explanation of the Computation of Net Capital Under   |
|       | رب ريا                                 | _ · · · · · · · · · · · · · · · · · · ·       | Determination of the Reserve Requirements Under Exhibit  |
|       |  | A of Rule 15c3-3.                             | 2 determination of the Reserve Resignation of the Extract  |
|       | □ (k                                   |   | and unaudited Statements of Financial Condition with   |
|       | ······································ | respect to methods of consolidation.          | The state of the s |
|       | 题 (l)                                  | An Oath or Affirmation.                       |  |
|       |  | A copy of the SIPC Supplemental Rep           | oort   |
|       |  |   | equacies found to exist or found to have existed since the   |
|       | <u>ll</u> (**)                         | date of the previous audit.                   | -quantity country to entire as Young to have objected shipselling  |

<sup>\*\*</sup>For conditions of confidential treatment of certain portions of this filing, see section 240.17a-5(e)(3).

E.L.K. CAPITAL ADVISORS, LLC FINANCIAL STATEMENTS AND SCHEDULES For the Year Ended December 31, 2016 CERTIFIED PUBLIC ACCOUNTANTS

900 Circle 75 Parkway Suite 1100 Atlanta, GA 30339 Office: 770 690-8995 Fax: 770 980-1077

# REPORT OF INDEPENDENT REGISTERED PUBLIC ACCOUNTING FIRM

To the Stockholder of E.L.K. Capital Advisors, LLC

We have audited the accompanying financial statements of E.L.K. Capital Advisors, LLC which comprise the statement of financial condition as of December 31, 2016, and the related statements of operations, changes in stockholder's equity, and cash flows for the year then ended that are filed pursuant to Rule 17a-5 under the Securities Exchange Act of 1934, and the related notes to the financial statements and supplemental information. E.L.K. Capital Advisors, LLC management is responsible for these financial statements. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audit in accordance with the standards of the Public Company Accounting Oversight Board (United States). Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. The Company is not required to have, nor were we engaged to perform, an audit of its internal control over financial reporting. Our audit included consideration of internal control over financial reporting as a basis for designing audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the Company's internal control over financial reporting. Accordingly, we express no such opinion. An audit also includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis of our opinion.

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of E.L.K. Capital Advisors, LLC as of December 31, 2016, and the results of its operations and its cash flows for the year then ended in conformity with accounting principles generally accepted in the United States.

The information contained in Schedules I and II has been subjected to audit procedures performed in conjunction with the audit of E.L.K. Capital Advisors, LLC financial statements. The information is the responsibility of E.L.K. Capital Advisors, LLC management. Our audit procedures included determining whether the information in Schedules I and II reconciles to the financial statements or the underlying accounting and other records, as applicable, and performing procedures to test the completeness and accuracy of the information presented in the accompanying schedules. In forming our opinion on the accompanying schedules, we evaluated whether the supplemental information, including its form and content, is presented in conformity Rule17a-5 of the Securities Exchange Act of 1934. In our opinion, the aforementioned supplemental information is fairly stated, in all material respects, in relation to the financial statements as a whole.

February 27, 2017 Atlanta, Georgia

RUBIO CPA, PC

Philis CA, Pc

# E.L.K. CAPITAL ADVISORS, LLC STATEMENT OF FINANCIAL CONDITION December 31, 2016

# **ASSETS**

| Cash and cash equivalents Accounts receivable Office furniture and equipment, net of accumulated depreciation of \$52,995 | \$          | 76,787<br>22,500<br>3,056 |
|---|-------------|---------------------------|
| Deposits and other  |             | 519                       |
|   |             | 102,862                   |
| LIABILITIES AND STOCKHOLDER'S EQUITY  |             |                           |
| Liabilities:  | \$          | 14,875                    |
| Accrued expenses Accrued retirement plan contribution   | <b></b>     | 17,500                    |
| Total liabilities   |             | 32,375                    |
| Stockholder's equity  | <del></del> | 70,487                    |
| Total liabilities and stockholder's equity  | <del></del> | 102,862                   |

The accompanying notes are an integral part of these financial statements.

# E.L.K. CAPITAL ADVISORS, LLC STATEMENT OF OPERATIONS December 31, 2016

| REVENUES:                          |            |
|------------------------------------|------------|
| Placement fees                     | \$ 621,166 |
| Advisory fees                      | 75,000     |
| Other income                       | 4,000      |
| Total revenue                      | 700,166    |
| EXPENSES:                          |            |
| Compensation and benefits          | 107,167    |
| Communications and data processing | 7,412      |
| Occupancy                          | 9,000      |
| Other operating expenses           | 95,317     |
| Total expenses                     | 218,896    |
| NET INCOME                         | \$ 481,270 |

The accompanying notes are an integral part of these financial statements.

# E.L.K. CAPITAL ADVISORS, LLC STATEMENT OF STOCKHOLDER'S EQUITY For the Year Ended December 31, 2016

|                              |          | Paid In_<br><u>Capital</u> |        | Retained_<br>Earnings | Total                  |
|------------------------------|----------|----------------------------|--------|-----------------------|------------------------|
| Balance, December 31, 2015   | \$       | 281,000                    | \$     | (259,783)             | \$<br>21,217           |
| Net income                   |          |                            |        | 481,270               | 481,270                |
| Contributions of capital     |          |                            |        |                       |                        |
| Distributions to stockholder | <u> </u> |                            | ****** | (432,000)             | <br>(432,000)          |
| Balance, December 31, 2016   | \$       | 281,000                    |        | \$ (210,513)          | <br>\$ 70 <u>,</u> 487 |

# E.L.K. CAPITAL ADVISORS, LLC STATEMENT OF CASH FLOWS For the Year Ended December 31, 2016

|   | 2  | <u> 2016</u>                          |
|---|----|---------------------------------------|
| CASH FLOWS FROM OPERATING ACTIVITIES: Net income  | \$ | 481,270                               |
| Adjustments to reconcile net income to net cash provided by operating activities:  Depreciation and amortization Increase in accounts receivable Decrease in deposits and other Decrease in accounts payable and accrued expenses |    | 1,414<br>(22,500)<br>491<br>_(13,996) |
| Net cash provided by operating activities   |    | 446,679                               |
| CASH FLOWS FROM INVESTING ACTIVITIES: Purchase of property and equipment  |    | (1,039)                               |
| Net cash used by investing activities   |    | (1,039)                               |
| CASH FLOWS FROM FINANCING ACTIVITIES: Distributions to stockholder  |    | (432,000)                             |
| Net cash used by financing activities   |    | (432,000)                             |
| NET INCREASE IN CASH AND CASH EQUIVALENTS   |    | 13,640                                |
| CASH AND CASH EQUIVALENTS: Beginning of year  |    | 63,147                                |
| End of year   |    | <u>76,787</u>                         |

The accompanying notes are an integral part of these financial statements.

# E.L.K. CAPITAL ADVISORS, LLC NOTES TO FINANCIAL STATEMENTS December 31, 2016

NOTE 1 -NATURE OF BUSINESS AND SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Nature of Business: E.L.K. Capital Advisors, LLC (the Company) was organized as an Illinois Limited Liability Company by its sole Stockholder, ELK Investments, Inc., to provide advisory and consulting services related to capital raising activities and mergers and acquisitions for limited partnerships and private equity funds throughout the United States. The Company is an independent registered broker-dealer and a member of the Financial Industry Regulatory Authority.

<u>Income Taxes:</u> The Company has elected to be an S corporation under Internal Revenue Code regulations. Therefore, the income or losses of the Company flow through to and are taxable to its stockholder and no liability for income taxes is reflected in the accompanying financial statements.

The Company has adopted the provisions of FASB ASC 740-10, Accounting for Uncertainty in Income Taxes. Thus, the Company is required to evaluate each of its tax positions to determine if they are more likely than not to be sustained if the taxing authority examines the respective position. A tax position includes an entity's status, including its status as a S corporation, and the decision not to file a return. The Company has evaluated each of its tax positions and has determined that no provision or liability for income taxes is necessary.

<u>Estimates</u>: The preparation of financial statements in accordance with generally accepted accounting principles requires the use of estimates in determining assets, liabilities, revenues and expenses. Actual results may differ from these estimates.

<u>Cash and Cash Equivalents:</u> The Company considers deposits with maturities of ninety days or less to be cash and cash equivalents.

The Company maintains its cash and cash equivalents in a high credit quality bank. Balances at times may exceed federally insured limits.

Accounts Receivable: Accounts receivable are non-interest bearing uncollateralized obligations receivable in accordance with the terms agreed upon with each client.

# E.L.K. CAPITAL ADVISORS, LLC NOTES TO FINANCIAL STATEMENTS December 31, 2016

NOTE 1 -NATURE OF BUSINESS AND SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

The carrying amount of accounts receivable is reduced by a valuation allowance that reflects management's best estimate of the amounts that will not be collected. Management individually reviews all delinquent accounts receivable balances and based on an assessment of creditworthiness, estimates the portion, if any, of the balance that will not be collected. Generally, customer receivables are believed to be fully collectible; accordingly, no allowance for doubtful accounts is reflected in the accompanying financial statements.

<u>Property and Equipment:</u> Property and equipment are recorded at cost. Depreciation and amortization is computed using the straight-line method over estimated useful lives of three to seven years.

<u>Date of Management's Review:</u> Subsequent events were evaluated through the date the financial statements were issued.

Revenue Recognition: Placement fees are recognized in accordance with terms agreed upon with each client and are generally based on (1) a percentage of capital raised or (2) profit allocated and management fees earned by a client on funds received from investors introduced by the Company, Other consulting fees are recognized as billed.

# NOTE 2 -NET CAPITAL REQUIREMENTS

The Company is subject to the Securities and Exchange Commission Uniform Net Capital Rule (Rule 15c3-1), which requires the maintenance of minimum net capital and requires that the ratio of aggregate indebtedness to net capital, both as defined, shall not exceed 15 to 1. At December 31, 2016, the Company had net capital of \$44,412 which was \$39,412 in excess of its required net capital of \$5,000 and the ratio of aggregate indebtedness to net capital was .7 to 1.0.

#### **NOTE 3 -CONCENTRATIONS**

Approximately 87% of all revenues earned during 2016 were from three customers.

#### NOTE 4 -EMPLOYEE BENEFIT PLAN

The Company maintains a profit sharing and 401(k) plan covering all eligible employees. The plan provides for both discretionary profit sharing contributions and safe harbor matching contributions by the Company as annually determined by its Stockholder. Employer contributions for 2016 amounted to \$17,500.

# E.L.K. CAPITAL ADVISORS, LLC NOTES TO FINANCIAL STATEMENTS December 31, 2016

**NOTE 5 -LEASES** 

During 2016, the Company leased office premises under operating leases and received sublease income from a registered rep. The Company's commitment under its office premises leases at December 31, 2016 is approximately the following:

2017 \$6,000

Rent expense, net of sublease income of \$9,000 for 2016 was approximately \$9,000.

# E.L.K. CAPITAL ADVISORS, LLC

Supplementary Information Pursuant to Rule 17(a)-S of the Securities Exchange Act of 1934

December 31, 2016

The accompanying schedule is prepared in accordance with the requirements and general format of FOCUS Form X-17 A-5.

#### E.L.K. CAPITAL ADVISORS, LLC

# SCHEDULE I COMPUTATION OF NET CAPITAL UNDER RULE 15c3-1 OF THE SECURITIES AND EXCHANGE COMMISSION ACT OF 1934

#### December 31, 2016

| Net Capital  |               |
|--|---------------|
| Total stockholder's equity qualified for net capital | \$ 70,487     |
| Deduction for non-allowable assets:                  | ,             |
| Accounts receivable                                  | (22,500)      |
| Deposits and other assets                            | (519)         |
| Office furniture and equipment                       | (3,056)       |
| Net capital before haircuts                          | 44,412        |
| Less haircuts  |               |
| Net capital  | 44,412        |
| Minimum net capital required                         | _5,000        |
| Excess net capital                                   | <u>39,412</u> |
| Aggregate Indebtedness:                              |               |
| Liabilities  | <u>32,375</u> |
| Minimum net capital based on aggregate indebtedness  | <u>2,158</u>  |
| Ratio of aggregate indebtedness to net capital       | .73 to 1.0    |

RECONCILIATION WITH COMPANY'S COMPUTATION OF NET CAPITAL INCLUDED IN PART IIA OF FORMX-17A-5 AS OF DECEMBER 31, 2016

There is no significant difference between net capital as reported in the FOCUS Part IIA and net capital as reported above.

# E.L.K. CAPITAL ADVISORS, LLC

#### SCHEDULE II

COMPUTATION FOR DETERMINATION OF THE RESERVE REQUIREMENTS
UNDER THE SECURITIES AND EXCHANGE COMMISSION RULE 15c3-3
AND INFORMATION RELATING TO THE POSSESSION OR CONTROL
REQUIREMENTS UNDER SECURITIES AND EXCHANGE COMMISSIONRULE 15c3-3
DECEMBER 31, 2016

The Company is not required to file the above schedules pursuant to Securities and Exchange Commission Rule 15c3-3 paragraph (k)(2)(i).

CERTIFIED PUBLIC ACCOUNTANTS

900 Circle 75 Parkway Suite 1100 Atlanta, GA 30339 Office: 770 690-8995

Fax: 770 980-1077

#### REPORT OF INDEPENDENT REGISTERED PUBLIC ACCOUNTING FIRM

To the Stockholder of E.L.K. Capital Advisors, LLC

We have reviewed management's statements, included in the accompanying Broker Dealers Annual Exemption Report in which (1) E.L.K. Capital Advisors, LLC identified the following provisions of 17 C.F.R. § 15c3-3(k) under which E.L.K. Capital Advisors, LLC claimed an exemption from 17 C.F.R. § 240.15c3-3: (k)(2)(i) (the "exemption provisions"); and, (2) E.L.K. Capital Advisors, LLC stated that E.L.K. Capital Advisors, LLC met the identified exemption provisions throughout the most recent fiscal year without exception. E.L.K. Capital Advisors, LLC's management is responsible for compliance with the exemption provisions and its statements.

Our review was conducted in accordance with the standards of the Public Company Accounting Oversight Board (United States) and, accordingly, included inquiries and other required procedures to obtain evidence about E.L.K. Capital Advisors, LLC's compliance with the exemption provisions. A review is substantially less in scope than an examination, the objective of which is the expression of an opinion on management's statements. Accordingly, we do not express such an opinion.

Based on our review, we are not aware of any material modifications that should be made to management's statements referred to above for them to be fairly stated, in all material respects, based on the provisions set forth in paragraph (k)(2)(i), of Rule 15c3-3 under the Securities Exchange Act of 1934.

February 27, 2017 Atlanta, GA

RUBIO CPA, PC

Ruhin CPAIRC



February 22, 2017

#### **BROKER DEALER ANNUAL EXEMPTION REPORT**

E.L.K. Capital Advisors, LLC claims an exemption from the provisions of Rule 15c3-3 under the Securities and Exchange Act of 1934, pursuant to paragraph (k)(i) of the Rule.

E.L.K. Capital Advisors, LLC met the aforementioned exemption provisions throughout the most recent year ended December 31, 2016 without exception.

Randall S Winters

President